

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA
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4 Clarence Gamble,

5 Plaintiff

6 v.

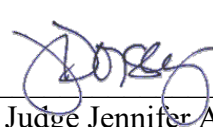
7 Southern Desert Correctional Center, et al.,

8 Defendants
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Case No.: 2:15-cv-00619-JAD-VCF

**Order Directing Substitution of Parties
by July 5, 2022**

10 Plaintiff's response to the pending motion for summary judgment states that Plaintiff
11 Clarence Gamble has "passed away" and that "his estate was subsequently established by current
12 counsel."¹ To date, however, plaintiff's counsel has not moved to substitute in the estate as the
13 proper plaintiff. Federal Rule of Civil Procedure 25(a)(1) states that "[i]f a party dies and the
14 claim is not extinguished, the court may order substitution of the proper party. . . . If the motion
15 is not made within 90 days after service of a statement noting the death, the action by or against
16 the decedent must be dismissed." Because Gamble's death was noted in plaintiff's April 6,
17 2022, filing, IT IS ORDERED THAT plaintiff's counsel has until July 5, 2022, to file any
18 appropriate substitution motion. Failure to do so may result in the dismissal of this case under
19 Rule 25 without further prior notice.

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21 U.S. District Judge Jennifer A. Dorsey
22 April 13, 2022
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28 ¹ ECF No. 116 at 4.